Docket No.: 061352-0046 **PATENT**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Customer Number: 53080

Yasuo TAKEBE, et al.

Confirmation Number: 5764

Application No.: 10/696,505

Group Art Unit: 1795

Filed: October 30, 2003

Examiner: Raymond Alejandro

For:

METHOD OF OPERATING FUEL CELL SYSTEM AND FUEL CELL SYSTEM AND

FUEL SYSTEM

RESPONSE TO RESTRICTION REQUIREMENT

Mail Stop AMENDMENT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Noting the Office Action of April 3, 2008 wherein restriction has been required, Applicant wishes to prosecute Species I, and identify claim 107 as readable thereon for prosecution in the above-identified application.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

Michael E. Fogarty Registration No. 36,139

600 13th Street, N.W. Washington, DC 20005-3096 Phone: 202.756.8000 MEF:MWE

Facsimile: 202.756.8087

Date: May 2, 2008

Please recognize our Customer No. 53080 as our correspondence address.